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ORACLE AMERICA, INC.

21 UNITED STATES DISTRICT COURT
22 NORTHERN DISTRICT OF CALIFORNIA
23 SAN FRANCISCO DIVISION

24 ORACLE AMERICA, INC.
25 Plaintiff,
26 v.
27 GOOGLE INC.
28 Defendant.

Case No. CV 10-03561 WHA
**DECLARATION OF ANDREW D.
SILVERMAN IN SUPPORT OF
ORACLE'S MOTION TO FILE UNDER
SEAL PORTIONS OF ORACLE'S
MOTION IN LIMINE #4 RE DAMAGES**

Dept.: Courtroom 8, 19th Floor
Judge: Honorable William H. Alsup

DECL. OF ANDREW D. SILVERMAN RE:
ADMIN. MOT. TO SEAL PORTIONS OF
ORACLE'S MOTION IN LIMINE #4
CV 10-03561 WHA

1 I, Andrew D. Silverman, declare and state as follows:

2 1. I am a member of the bars of the States of California, New York, and the District
3 of Columbia, admitted to practice before this Court, and an associate with the law firm of Orrick,
4 Herrington & Sutcliffe LLP (“Orrick”), attorneys of record for plaintiff Oracle America, Inc.
5 (“Oracle”). I am familiar with the events, pleadings and discovery in this action and, if called
6 upon as a witness, I could and would testify competently to the matters stated herein of my own
7 personal knowledge.

8 2. I submit this declaration in support of Oracle’s Administrative Motion to File
9 Under Seal Portions of Oracle’s Motion *In Limine* #4 Re: Google’s Damages Expert.

10 3. The following portions of Oracle’s motion summarize, quote from, or reproduce
11 materials that have been designated by Google Inc. as “CONFIDENTIAL” or “HIGHLY
12 CONFIDENTIAL – ATTORNEY’S EYES ONLY” pursuant to the Protective Order:

- 13 • The dollar value at Page 5, Line 25;
- 14 • The dollar value that appears on Page 7, Line 7;
- 15 • The percentage value that appears on Page 7, Line 20;
- 16 • The phrase beginning on Page 9, Line 18 after “Google’s” and ending on Line 19
17 before the word “See.”
- 18 • The dollar values on Page 10 at Lines 12 and Lines 21.

19 4. I declare under penalty of perjury under the laws of the United States that the
20 foregoing is true and correct.

21 Executed this 23rd day of March, 2016, at New York, NY.

22
23 /s/ Andrew D. Silverman
24 Andrew D. Silverman